

From: Lubetsky, Jonathan  
Sent: Tuesday, December 11, 2018 06:01 PM  
To: Purifoy, Tiffany; Mia, Marcia; Witt, Jon  
CC: Engels, Alan; Creech, Christopher; Bermes, Peter; Kaminer, Joan  
Subject: RE: FOIA 2019-001669

I would include David Harlow as well.

Ex. 5 Deliberative Process (DP)

## Ex. 5 Deliberative Process (DP)

From: Purifoy, Tiffany  
Sent: Tuesday, December 11, 2018 12:28 PM  
To: Mia, Marcia <Mia.Marcia@epa.gov>; Witt, Jon <Witt.Jon@epa.gov>  
Cc: Engels, Alan <engels.alan@epa.gov>; Creech, Christopher <Creech.Christopher@epa.gov>; Bermes, Peter <Bermes.Peter@epa.gov>; Kaminer, Joan <Kaminer.Joan@epa.gov>; Lubetsky, Jonathan <Lubetsky.Jonathan@epa.gov>  
Subject: RE: FOIA 2019-001669

Hello all. I'm also including Jonathan Lubetsky, as he can also advise on who to include from OAR. I'm thinking David Harlow possibly, but wanted to be sure.

-Tiffany

From: Mia, Marcia  
Sent: Tuesday, December 11, 2018 11:45 AM  
To: Witt, Jon <Witt.Jon@epa.gov>; Purifoy, Tiffany <Purifoy.Tiffany@epa.gov>  
Cc: Engels, Alan <engels.alan@epa.gov>; Creech, Christopher <Creech.Christopher@epa.gov>; Bermes, Peter <Bermes.Peter@epa.gov>; Kaminer, Joan <Kaminer.Joan@epa.gov>  
Subject: RE: FOIA 2019-001669

Hi Jon,

Also, in the prior FOIA we went through a CBI process to allow the compliance report submitters a chance to make a claim of CBI.

Ex. 5 Attorney Client (AC)

## Ex. 5 Deliberative Process (DP)

For the prior FOIA, we had drafted an example email for the regions to use, which created a lot of pushback from industry regarding the "tone." We had agreed to work with OAQPS on any future versions of that email.

Here is what we sent, previously. We also will need a contact person to work up a "friendlier" version:

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Example Email

## **Ex. 5 Deliberative Process (DP)**

## **Ex. 5 Deliberative Process (DP)**

Marcia B Mia

Air Branch

Office of Compliance

2227A WJCS

U.S. Environmental Protection Agency

202-564-7042

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From: Witt, Jon

Sent: Monday, December 10, 2018 5:44 PM

To: Mia, Marcia <Mia.Marcia@epa.gov>; Purifoy, Tiffany <Purifoy.Tiffany@epa.gov>

Cc: Engels, Alan <engels.alan@epa.gov>; Creech, Christopher <Creech.Christopher@epa.gov>; Bermes, Peter <Bermes.Peter@epa.gov>

Subject: Re: FOIA 2019-001669

I'll check with upper management here to see what they would like to do and get back to you as soon as I can.

Thanks,

Jonathan

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From: Mia, Marcia

Sent: Monday, December 10, 2018 5:25:09 PM

To: Purifoy, Tiffany; Witt, Jon

Cc: Engels, Alan; Creech, Christopher; Bermes, Peter

Subject: FOIA 2019-001669

Jon,

We have received another FOIA request from EDF for reports and records under NSPS 0000a. It is very similar to the three O&G FOIA's that we worked on throughout 2018. This one covers the same records and correspondence and basically extends the time frame (i.e. from January 20, 2017 through the date upon which EPA begins searching for records responsive to this request, excluding any records already covered by the November 2017 request.) The FOIA has been assigned to R8, but it will require similar coordination amongst all of the regions, OECA, OAR and OGC as the previous FOIAs.

Under the prior three FOIA's, OAR requested review before any records were released. Does OAR wish the same process for this FOIA? If so, at what level should we coordinate the review? Thanks, in advance.

Marcia B Mia

Air Branch

Office of Compliance

2227A WJCS

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U.S. Environmental Protection Agency

202-564-7042

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